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**Notice of Allowability**

Application No.

09/712,335

Applicant(s)

JAKOBSSON ET AL.

Examiner

Art Unit

Grigory Gurshman

2132

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Appeal Brief filed on 8/25/2005.
2. ☒ The allowed claim(s) is/are 1-15.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All b) ☐ Some\* c) ☐ None of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
  - \* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |   |   |
|---|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)  | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)           |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                | 6. <input type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____ |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date _____ | 7. <input type="checkbox"/> Examiner's Amendment/Comment                              |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material          | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance  |
|   | 9. <input type="checkbox"/> Other _____   |

### DETAILED ACTION

1. Claims 1-15 are allowed.

2. The following is an examiner's statement of reasons for allowance:

2.1 Referring to claims 1-15, Harrison discloses enhanced data privacy for portable computers (see abstract and Fig.4). Harrison teaches a method for protecting selected files in a portable computer system. With this invention a user selects a set of files on a hard disk of the system for protection. This invention uses an encryption key, a secret key and an algorithmic transform to protect the selected files. With this invention the selected files are encrypted with the encryption key, and two copies of the encryption key are scrambled, one with the secret key and one with the transform of the secret key (see abstract and Fig. 1). While Harrison teaches that the key is generated for the particular set of files (see Fig.1) and the key is used in accordance with the preset time limit (see block 6), he does not teach or suggest *the first cryptographic key associated with a current time interval for which the files are generated*. While Harrison teaches the use of a second encryption key, he does not teach the *periodic updates including at least a second cryptographic key associated with a time interval subsequent to the current time interval*.

2.2 Referring to the instant claims, Akiyama teaches that the contents of a variety of titles that are managed by the service provider system 1 are encrypted beforehand with the respective keys KG.sub.1j. It is required that the encryption be re-performed by periodically updating the title keys KG.sub.1. As a premise of this process of FIG. 14, it

is assumed that the second master key (KM2) 185 of the key management unit 18 is absolutely identical with the second master key (KM2) 163 of the key update processing unit 16. Further, the title key KG.sub.1j used once is to be disposed of without reusing it, and, hence, the second master keys 163, 185 used for generating the title key KG.sub.1j are changed each time the key is updated.

While Akiyama teaches the periodic update of the encryption keys, he does not teach or suggest *the first cryptographic key associated with a current time interval for which the files are generated and periodic updates including at least a second cryptographic key associated with a time interval subsequent to the current time interval.*

2.3 Therefore, the combination of Harrison with Akiyama does not render the instant claims obvious.

3. In view of the reasons presented herein claim 1-15 are in condition for allowance.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### **Conclusion**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Grigory Gurshman whose telephone number is (571)272-3803. The examiner can normally be reached on 9 AM-5:30 PM.

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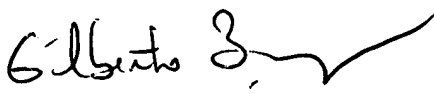
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gilberto Barron can be reached on (571)272-3799. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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Grigory Gurshman  
Examiner  
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SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2100